

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

CALIFORNIA PUBLIC EMPLOYEES' ) Civ. No. 24-cv-1743 (JMB/DTS)  
RETIREMENT SYSTEM, Individually and) **CLASS ACTION**  
on Behalf of All Others Similarly Situated, )  
  ) STIPULATION REGARDING  
Plaintiff,                         ) AMENDED SCHEDULE FOR MOTION  
                                       ) TO DISMISS BRIEFING  
vs.                                 )  
                                       )  
UNITEDHEALTH GROUP INC., et al., )  
                                       )  
                                       )  
Defendants.                         )  
                                       )

---

Lead Plaintiff California Public Employees' Retirement System ("CalPERS") and defendants UnitedHealth Group Inc., Andrew Witty, and Stephen Hemsley (collectively, "Defendants")<sup>1</sup> (together with CalPERS, the "Parties"), by and through their undersigned counsel, stipulate and agree and jointly request that the Court approve the Parties' proposed schedule set forth below:

WHEREAS, on February 28, 2025, Defendants filed their Motion to Dismiss Plaintiff's Supplemental Consolidated Complaint ("Motion to Dismiss") (ECF 90-95);

WHEREAS, 21 days after Defendants filed their Motion to Dismiss, on March 21, 2025, CalPERS filed its First Amended Consolidated Complaint for Violations of the Federal Securities Laws (ECF 97) (the "FACC"), pursuant to Federal Rule of Civil Procedure 15(a)(1)(B);

WHEREAS, Defendants expressly reserve all rights and defenses, including any objections to the Court's jurisdiction, and nothing in this Stipulation shall be construed as a waiver of any right or defense available to them;

WHEREAS, the FACC is 158 pages long, and includes 18 exhibits comprising nearly 250 pages. Moreover, the FACC pleads claims arising under the federal securities laws, and raises numerous complex issues of law and fact;

WHEREAS, in a similar procedural posture, parties in this District have "stipulated to and were granted" an extended briefing schedule for defendants' motion to dismiss and plaintiffs' response where plaintiffs filed "an Amended Complaint as of right pursuant to

---

<sup>1</sup> This stipulation is not filed on defendant Brian Thompson's behalf because he is deceased and his estate has not presently been named.

Fed. R. Civ. P. 15(a)(1)(B)." *See Sacks v. Univ. of Minn.*, 600 F. Supp. 3d 915, 928 (D. Minn. 2022); and

WHEREAS, the Parties, through their undersigned counsel, met and conferred to discuss an amended briefing schedule for Defendants' motion to dismiss the FACC, and have agreed to the schedule set forth below.

IT IS ACCORDINGLY STIPULATED, subject to this Court's approval, that:

1. Defendants shall file their motion to dismiss the FACC on or before May 20, 2025;
2. CalPERS shall file an opposition to Defendants' motion to dismiss on or before July 18, 2025; and
3. Defendants shall file a reply on or before August 20, 2025.

Stipulated by and between:

DATED: March 21, 2025

TM SULLIVAN PLLC  
TIM SULLIVAN, MN 391528  
JAMES PORADEK, MN 290488 (OF COUNSEL)

---

s/ Tim Sullivan  
\_\_\_\_\_  
TIM SULLIVAN

225 South Sixth Street, Suite 3900  
Minneapolis, MN 55402  
Telephone: 773/919-8667  
tim@tmsull.com  
jporadek@tmsull.com

Local Counsel for Lead Plaintiff

ROBBINS GELLER RUDMAN & DOWD LLP  
DARREN J. ROBBINS (admitted *pro hac vice*)  
SAM S. SHELDON (admitted *pro hac vice*)  
LAURIE L. LARGENT (admitted *pro hac vice*)  
ROBERT R. HENSSLER JR. (admitted *pro hac vice*)  
JEFFREY J. STEIN (admitted *pro hac vice*)  
JACK ABBEY GEOPHART (admitted *pro hac vice*)  
655 West Broadway, Suite 1900  
San Diego, CA 92101  
Telephone: 619/231-1058  
darrenr@rgrdlaw.com  
ssheldon@rgrdlaw.com  
llargent@rgrdlaw.com  
bhensler@rgrdlaw.com  
jstein@rgrdlaw.com  
jgephart@rgrdlaw.com

Lead Counsel for Lead Plaintiff

DATED: March 21, 2025

FAEGRE DRINKER BIDDLE & REATH LLP  
PETER C. MAGNUSON  
MATTHEW KILBY

---

s/ Peter C. Magnuson  
PETER C. MAGNUSON

2200 Wells Fargo Center  
90 South Seventh Street  
Minneapolis, MN 55402  
Telephone: 612/766-7000  
peter.magnuson@faegredrinker.com  
matthew.kilby@faegredrinker.com

Attorneys for Defendants UnitedHealth Group Inc.,  
Andrew Witty, Stephen Hemsley, and Brian  
Thompson